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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/049,322	07/17/2002	Lutz Axel May	6770-6	3581

7590 11/08/2005

Blank Rome LLP
600 New Hampshire, N.W.
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EXAMINER

NOORI, MAX H

ART UNIT	PAPER NUMBER
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2855

DATE MAILED: 11/08/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Claim Rejections - 35 USC § 102

1. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

2. Claims 1-11, 22-24 and 26 are rejected under 35 U.S.C. 102(b) as being anticipated by Yamaoka.

Regarding claim 1, 22, 26, Yamaoka discloses a electromagnetic strut assembly with features of the claimed invention including a member having a structure adapted to transmit force which extends generally radially of an axis with a radially inner region and a radially outer region, and at least one region of permanent magnetization as a load sensor (see claim 1) disposed between said inner and outer regions to be responsive to the transmitted stress and emanate a magnetic field (see, also claim 19).

Regarding claims 2, 8 and 11, Yamaoka shows the use of plurality of magnets.

Regarding claim 3, 24, the magnets are arcuate (see figures 4-5).

Regarding claim 4, the magnets are is an interrupted annulus (see figures 4-5).

Regarding claims 5, 23, the magnets are annular (see figures 4-5).

Regarding claim 6, the structure is radial.

Regarding claims 7, 9, and 10 in each cross section the structure is disk shape.

3. Claims 15-19, 27, 29-30 are objected to as being dependent upon a rejected base claim, but would be allowable if rewritten in independent form including all of the limitations of the base claim and any intervening claims.

4. Claims 13-14 are allowed because of the extension of the magnetization with respect to the axis.

Response to Amendment

5. Applicant's amendment and arguments filed 10/14/05 have been fully considered but they are moot in view of the new ground of rejection.

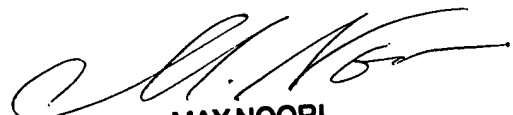
6. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

7. Any inquiry concerning this communication or earlier communications from the examiner should be directed to Max H. Noori whose telephone number is (571) 272-2185. The examiner can normally be reached on Tuesday-Friday from 8:00 AM to 6:00 PM.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (571) 272-2800. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306. The central fax number is (703) 827-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

MHN
Friday, November 04, 2005


MAX NOORI
PRIMARY EXAMINER